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11 **IN THE UNITED STATES DISTRICT COURT**
12 **DISTRICT OF MONTANA**
13 **BUTTE DIVISION**

14 MAGTEN ASSET MANAGEMENT)
15 CORPORATION,)

16 Plaintiff,)

17 vs.)

18 MIKE J. HANSON and ERNIE J. KINDT)

19 Defendants.)

Cause No. CV-04-26-BU-RFC

ORDER

20 Based upon the Stipulated Motions To Dismiss Without Prejudice, and Amend Caption,

21 IT IS HEREBY ORDERED that Defendants Jack D. Haffey and Ellen M. Senechal are
22 dismissed without prejudice; the caption of this case is amended to reflect the dismissal of these
23 parties; and the execution and filing of the Stipulated Motions by counsel for Defendants shall not
24 be deemed a waiver of any defenses, including but not limited to any Rule 12(b) defenses, that
25 Defendants may otherwise be entitled to assert.

26 DATED this 12th day of July, 2004.

27 *Richard F. Cebull*
28 Hon. Richard F. Cebull, District Judge

James H. Goetz/J. Devlan Geddes
Bernice Sterngart/John W. Brewer
Stanley T. Kaleczyc/Kimberly A. Beatty

